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Attorneys for Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KARL E. RISINGER, an individual, on
behalf of himself and all others similarly
situated,

Plaintiff,

vs.

SOC LLC, a Delaware limited liability
company registered and doing business in
Nevada as SOC NEVADA LLC; SOC-SMG,
INC., a Nevada corporation; DAY &
ZIMMERMANN, INC., a Maryland
corporation; and DOES 1-20, inclusive,

Defendants.

Case No.: 2:12-cv-00063-MMD-PAL

POST-CLASS CERTIFICATION
SCHEDULING ORDER

1 WHEREAS, on September 29, 2017, this Court ordered a schedule for post-certification
2 discovery, class notice, and pretrial deadlines (Dkt. 191);

3 WHEREAS, on January 17, 2018, this Court granted the parties' stipulation for an
4 extension of time to submit a joint notice plan and for mailing notice (Dkt. 196);

5 WHEREAS, on January 25, 2018, the parties filed a joint motion for approval of a class
6 notice plan (Dkt. 198);

7 NOW THEREFORE, the parties, by and through their counsel of record, hereby stipulate
8 and agree to the following:

9 **CLASS NOTICE**

10 1. Notice to class members will be sent within two days after the Court grants the
11 parties' joint motion for approval of class notice procedures. The class notice will specify a 60-
12 day opt-out period to begin after the date of the mailing.

13 **CLASS MEMBER AND PUNITIVE DAMAGES DISCOVERY**

14 2. All class member damages and punitive damages fact discovery must be
15 completed by February 28, 2018. Written discovery shall be responded to within 30 days of
16 service. Depositions shall be noticed per code. Regarding Defendants' liability for punitive
17 damages, Defendants may only serve a total of 10 interrogatories on the issues of the Class'
18 ability to recover punitive damages from Defendants and the measure of punitive damages. No
19 other liability discovery (fact or expert) will be permitted. Defendants will also be permitted to
20 supplement their prior discovery responses without waiver of Plaintiffs' right to seek to exclude
21 any information or documents not previously produced in discovery.

22 3. Any expert witness disclosures on the issue of damages must be made by no later
23 than March 13, 2018.

24 4. Any rebuttal expert witness disclosures on the issue of damages must be made by
25 no later than March 28, 2018.

26 5. All expert witness depositions on the issue of damages must be completed by no
27 later than April 11, 2018.

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6. Any disputes regarding fact or expert discovery shall be resolved by submitting a joint letter to the Magistrate Judge Leen's chambers, who will then schedule a conference call to resolve the dispute.

TRIAL DEADLINES

1. Plaintiff and Defendants will file a joint pretrial order on May 11, 2018.
2. Plaintiff shall submit its trial plan on or before April 6, 2018.
3. Any motions *in limine* or other pretrial motions, including *Daubert* motions, must be filed and served by no later than 30 days before trial.
4. Any oppositions to motions *in limine* or other pretrial motions, including *Daubert* motions, must be filed and served by no later 15 days before trial.
5. No replies to motions *in limine* or other pretrial motions, including *Daubert* motions, shall be filed unless expressly authorized by the Court.

Dated: February 1, 2018

Approved as to Form and Content,
EARLY SULLIVAN WRIGHT
GIZER & McRAE LLP

By: /s/--Scott E. Gizer
SCOTT E. GIZER
DEVIN A. MCRAE
Attorneys for Plaintiff

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2 Dated: February 1, 2018

QUINN EMANUEL URQUHART & SULLIVAN
LLP

3
4 By: /s/--Tara Lee

5 TARA LEE
6 KEITH H. FORST
7 DANIEL P. MACH
8 Attorneys for Defendants

9 In association with:

10 E. LEIF REID
11 KRISTEN L. MARTINI
12 Attorneys for Defendants

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14 **IT IS SO ORDERED.**

15 Dated this 2nd day of February, 2018

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19 HON. PEGGY A. LEEN
20 UNITED STATES MAGISTRATE JUDGE
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